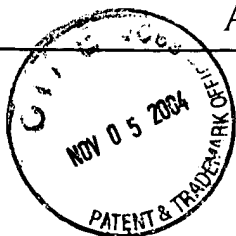


ARNOLD & PORTER LLP



Thomas E. Holsten
Thomas_Holsten@aporter.com

202.942.5085
202.942.5999 Fax

555 Twelfth Street, NW
Washington, DC 20004-1206

November 5, 2004

Mail Stop Appeal Brief – Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Art Unit: 1634
Examiner: S.L. Bausch
Conf. No.: 1690

Re: U.S. Patent Application Serial No. 09/955,216 filed September 19, 2001
Inventors: Sherri M. BROWN *et al.*
Title: Nucleic Acid Molecules and Other Molecules Associated with
the Gibberellin Pathway
Atty Dkt.: 16517.257

Sir:

Transmitted herewith for appropriate action by the U.S. Patent and Trademark Office (PTO) are the following documents:

1. Petition for Extension of Time under 37 C.F.R. § 1.136;
2. Appellants' Brief, with attached Appendices A, B and C;
3. Second Amendment After Final Rejection; and
4. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

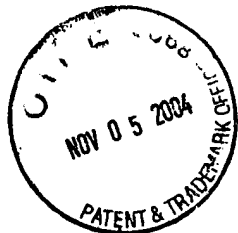
Authorization is hereby given to charge \$440.00 (\$330 for filing an Appellants' Brief, and \$110 for a one-month extension of time) to Arnold & Porter LLP Deposit Account No. 50-2387, referencing docket number 16517.257. A duplicate copy of this letter is enclosed.

In the event that extensions of time beyond those petitioned for herewith are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Appellants do not believe any additional fees are due in conjunction with this filing. However, if any fees are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter LLP Deposit Account No. 50-2387, referencing docket number 16517.257. A duplicate copy of this letter is enclosed.

Sincerely,

Thomas E. Holsten (Reg. No. 46,098)
David R. Marsh (Reg. No. 41,408)

Enclosures



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Sherri M. BROWN *et al.*

Appln. No.: 09/955,216

Filing Date: September 19, 2001

Conf. No.: 1690

Art Unit: 1634

Examiner: S.L. Bausch

Atty. Docket: 16517.257

For: Nucleic Acid Molecules and Other Molecules Associated with the Gibberellin Pathway

Petition for Extension of Time under 37 C.F.R. § 1.136

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

By the filing of this Petition and fee, Applicants hereby request that the period for filing an Appellant's Brief in the above-identified application be extended one month from October 5, 2004, to November 5, 2004.

The statutory fee (37 C.F.R. § 1.17(a)) is believed to be \$110.00 for a one (1) month extension for a large entity. However, if extensions of time under 37 C.F.R. § 1.136 other than those provided herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned.

Authorization to charge the \$110 extension of time fee to counsel's deposit account is given in the accompanying transmittal letter.

11/08/2004 SZEWDIE1 00000034 502387 09955216

02 FC:1251 110.00 DA

Respectfully submitted,

Thomas E. Holsten (Reg. No. 46,098)

David R. Marsh (Reg. No. 41,408)

Filed: November 5, 2004

Of counsel:

Lawrence M. Lavin, Jr. (Reg. No. 30,768)

Thomas E. Kelley (Reg. No. 29,938)

Monsanto Company

ARNOLD & PORTER LLP

555 Twelfth Street, N.W.

Washington, DC 20004-1206

Tel.: 202.942.5000

Fax: 202.942.5999